

PATENT COOPERATION TREATY

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

To:

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27. Dez 2005

KADOR & PARTNER

PCT

NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(PCT Rule 71.1)

Date of mailing
(day/month/year)

23.12.2005

Applicant's or agent's file reference
K 50 577/mz

IMPORTANT NOTIFICATION

International application No.
PCT/EP2004/011979

International filing date (day/month/year)
22.10.2004

Priority date (day/month/year)
24.10.2003

Applicant

BOREALIS TECHNOLOGY OY et al.

1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary report on patentability and its annexes, if any, established on the international application.
2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.

4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices) (Article 39(1)) (see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary report on patentability. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

The applicant's attention is drawn to Article 33(5), which provides that the criteria of novelty, inventive step and industrial applicability described in Article 33(2) to (4) merely serve the purposes of international preliminary examination and that "any Contracting State may apply additional or different criteria for the purposes of deciding whether, in that State, the claimed inventions is patentable or not" (see also Article 27(5)). Such additional criteria may relate, for example, to exemptions from patentability, requirements for enabling disclosure, clarity and support for the claims.

Name and mailing address of the international
preliminary examining authority:



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PATENT COOPERATION TREATY

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INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference K 50 577/1mz	FOR FURTHER ACTION		See Form PCT/PEA416
International application No. PCT/EP2004/011979	International filing date (day/month/year) 22.10.2004	Priority date (day/month/year) 24.10.2003	
International Patent Classification (IPC) or national classification and IPC H01B3/44			
Applicant BOREALIS TECHNOLOGY OY et al.			
<ol style="list-style-type: none"> 1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36. 2. This REPORT consists of a total of 4 sheets, including this cover sheet. 3. This report is also accompanied by ANNEXES, comprising: <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> sent to the applicant and to the International Bureau a total of 2 sheets, as follows: <ul style="list-style-type: none"> <input checked="" type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions). <input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. 1 and the Supplemental Box. b. <input type="checkbox"/> (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) , containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions). 			
<ol style="list-style-type: none"> 4. This report contains indications relating to the following items: <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Box No. I Basis of the opinion <input type="checkbox"/> Box No. II Priority <input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability <input type="checkbox"/> Box No. IV Lack of unity of invention <input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement <input type="checkbox"/> Box No. VI Certain documents cited <input type="checkbox"/> Box No. VII Certain defects in the international application <input type="checkbox"/> Box No. VIII Certain observations on the international application 			
Date of submission of the demand 19.05.2005		Date of completion of this report 23.12.2005	
Name and mailing address of the international preliminary examining authority: <div style="display: flex; align-items: center;"> <div> European Patent Office - P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk - Pays Bas Tel. +31 70 340 - 2040 Tx: 31 651 epo nl Fax: +31 70 340 - 3016 </div> </div>		Authorized Officer Stinchcombe, J Telephone No. +31 70 340-3679	



**INTERNATIONAL PRELIMINARY REPORT
ON PATENTABILITY**

10/576654

International application No.
PCT/EP2004/011979

AP200501010 20 APR 2006

Box No. I Basis of the report

1. With regard to the **language**, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
- ☐ This report is based on translations from the original language into the following language, which is the language of a translation furnished for the purposes of:
- ☐ international search (under Rules 12.3 and 23.1(b))
 - ☐ publication of the international application (under Rule 12.4).
 - ☐ international preliminary examination (under Rules 55.2 and/or 55.3)
2. With regard to the **elements*** of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

Description, Pages

1-16 as originally filed

Claims, Numbers

1-10 received on 18.11.2005 with letter of 18.11.2005

Drawings, Sheets

1/2, 2/2 as originally filed

- ☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing
3. ☐ The amendments have resulted in the cancellation of:
- ☐ the description, pages
 - ☐ the claims, Nos.
 - ☐ the drawings, sheets/figs
 - ☐ the sequence listing (*specify*):
 - ☐ any table(s) related to sequence listing (*specify*):
4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).
- ☐ the description, pages
 - ☐ the claims, Nos.
 - ☐ the drawings, sheets/figs
 - ☐ the sequence listing (*specify*):
 - ☐ any table(s) related to sequence listing (*specify*):

* If item 4 applies, some or all of these sheets may be marked "superseded."

**INTERNATIONAL PRELIMINARY REPORT
ON PATENTABILITY**

International application No.
PCT/EP2004/011979

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes: Claims	1-10
	No: Claims	
Inventive step (IS)	Yes: Claims	1-10
	No: Claims	
Industrial applicability (IA)	Yes: Claims	1-10
	No: Claims	

2. Citations and explanations (Rule 70.7):

see separate sheet

**INTERNATIONAL PRELIMINARY
REPORT ON PATENTABILITY
(SEPARATE SHEET)**

10/576634
International application No.
AP20 Rec'd PCT/EP/20 APR 2006
PCT/EP2004/O11979

Re Item V

Reasoned statement with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

Closest prior art

US 5 225 469 (D1): polymeric composition for insulating a low voltage conductor (see D1 col 11 lines 1-17) which comprises a copolymer of ethylene and a polar monomer (see D1 col 3 lines 38-42). D1 discloses the addition of alkoxysilanes, e.g. VTMS, to the composition as additives (i.e. not part of the polymer; see D1 col 5 lines 16-59 and examples) as well as extrusion of this composition (see D1 col 13 lines 14-54).

Novelty (independent claims 1, 8, 10)

Difference: the composition of the insulation layer application includes hydrolysable silane groups in the polyolefin chain which is absent in D1.

Inventive step

The effect of the hydrolysable silane groups is to cause cross-linking of the polyolefin, which leads to an insulation layer having improved physical properties with respect to prior art layers, e.g. better elongation at break and tensile strength at break values, while having good adhesion to polyurethane polymers and resistance to deterioration by PVC polymers. There is no indication in the prior art to carry out such cross-linking using the technique described, in order to improve the properties of an insulation layer for a low voltage conductor. Therefore the solution to the problem corresponding to the above effect is considered non-obvious.

The corresponding process claim 8 and use claim 10, which both contain the features that a composition for a low voltage power application comprises a polyolefin comprising 0.02-4% of a polar group compound and incorporating a compound with hydrolysable silane groups, are novel and inventive by analogy with the above.

AP20 20 APR 2006
CLAIMS

1. A low voltage power cable comprising an insulation layer with a density below 1100 kg/m^3 which comprises a polyolefin having incorporated 0.02 to 4 mol% of a compound having polar groups, and further having incorporated a compound having hydrolysable silane groups, and which further comprises 0.0001 to 3 wt% of a silanol condensation catalyst.
2. A low voltage power cable according to claim 1, wherein the polar groups are selected from siloxane, amide, anhydride, carboxylic, carbonyl, hydroxyl, ester and epoxy groups.
3. A low voltage power cable according to claim 2, wherein the compound having polar groups is butyl acrylate.
4. A low voltage power cable according to any of the preceeding claims, wherein the polyolefin comprises 0.1 to 2.0 mol% of the compound having polar groups.
5. A low voltage power cable according to claim 1, wherein the polyolefin comprises 0.001 to 15 wt.% of the compound having silane groups.
6. A low voltage power cable according to claim 1 or 5, wherein the polymer composition further comprises a sulphonic acid or an organic tin compound as a silanol condensation catalyst.
7. A low voltage power cable according to any of the preceeding claims wherein the thickness of the insulation layer is 0.4 to 3 mm.
8. A process for producing a low voltage power cable comprising a conductor and an insulation layer, which layer comprises a polyolefin having incorporated 0.02 to 4 mol% of a compound having polar groups and further having incorporated a compound having hydrolysable silane groups, and which further comprises 0.0001 to 3 wt% of a silanol condensation catalyst, which process comprising extrusion of an

insulation layer on a conductor which is preheated to a maximum temperature of 65 ° C.

9. A process according to claim 8 wherein the extrusion of the insulation layer is performed on the non-preheated conductor.
10. Use of a polyolefin comprising 0.02 to 4 mol% of a compound having polar in the production of an insulation layer for a low voltage power cable.